

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE
MIDDLE DISTRICT OF ALABAMA, EASTERN DIVISION

GEORGE D. McCARLEY,)
)
Plaintiff,) CIVIL ACTION NO.
)
v.) 3:06cv663-MHT
)
)(WO)
CITY OF ROANOKE, etc.,)
et al.,)
)
Defendants.)

JUDGMENT

In accordance with the memorandum opinion entered this date, it is the ORDER, JUDGMENT, and DECREE of the court as follows:

- (1) Plaintiff's objections (Doc. No. 8) are overruled.
- (2) The United States Magistrate Judge's recommendation (Doc. No. 5) is adopted.
- (3) This lawsuit is dismissed without prejudice prior to service of process.

It is further ORDERED that costs are taxed against plaintiff, for which execution may issue.

The clerk of the court is DIRECTED to enter this document on the civil docket as a final judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure.

DONE, this the 18th day of June, 2007.

/s/ Myron H. Thompson
UNITED STATES DISTRICT JUDGE